

**AN ORDINANCE TO AMEND THE BROWN CITY CODE BY
REPEALING SECTION 152.178 OF TITLE XV LAND USAGE OF
SAID CODE AND ADOPTING IN ITS STEAD SECTION 152.178A OF
TITLE XV LAND USAGE.**

THE CITY OF BROWN CITY ORDAINS:

Following the recommendation of the City of Brown City Planning Commission made October 6th, 2022, an Ordinance to repeal Section 152.178 of Title XV Land Usage and adopt in its place Section 152.178A of Title XV Land Usage as detailed below:

§152.178A PERMANENT SITING AND SCREENING OF TRASH DUMPSTERS.

- (A) *Generally.* Dumpsters may be permitted or required as accessory to any use, other than single-family residential uses, subject to the following conditions.
- (B) *Location.*
 - (1) Recommend dumpsters be located in a rear or side yard, provided any such dumpster shall not encroach on required parking area, and is clearly accessible to servicing vehicles.
 - (2) Dumpsters shall be located as far as practicable from any adjoining residential district or use, but should in no instance be located within 10 feet of any residential property line or district.
- (C) *Screening.*
 - (1) Recommend dumpsters be screened from view from adjoining property and public streets and thoroughfares.
 - (2) Recommend dumpsters be screened on 3 sides, with a permanent wall not less than 6 feet in height or at least 2 feet above the enclosed dump site, whichever is higher.
 - (3) Recommend the fourth side of the dumpster screening be equipped with an opaque, lockable gate that is the same height as the enclosure around the other 3 sides.
- (D) *Site plan requirements.* The location and method of screening of dumpsters shall be shown on all site plans, and shall be subject to the approval of the Planning Commission.

Penalty, see §152.999

Effective Date Of Ordinance: This Ordinance shall take effect 30 days after adoption.

INTRODUCTION:

This Ordinance was introduced by Councilmember _____ on October 10, 2022, during a Regular Meeting of the Brown City Council. The Public Hearing thereon was held on October 6, 2022.

MOTION AND VOTE:

Motion by Councilmember _____, second by Councilmember _____, to repeal Section 152.178 of Title XV Land Usage and adopt in its place Section 152.178A of Title XV Land Usage.

Roll Call vote on this Ordinance, ____ () members being present, was as follows:

Yeas: _____ Nays: _____
Abstaining: _____ Absent: _____

CERTIFICATION:

I hereby certify that the foregoing constitutes a true and complete copy of the repeal of Section 152.178 of Title XV Land Usage and adoption in its place of Section 152.178A of Title XV Land Usage by the Brown City Council at a Regular Meeting of the City Council held at the City Hall on October 24, 2022.

I do hereby further certify that the said Brown City Code Section 152.178 repeal was published as required by the Brown City Charter in *The Banner*, a newspaper published and circulated in the City of Brown City, County of Sanilac, Michigan, on the ____th day of November, 2022.

Witness my official signature this ____ day of November, 2022.

Rhonda Johnson
City Clerk
City of Brown City
Sanilac County, Michigan